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6	II	THE UNITED STATES DISTRICT COURT
7	FOR	THE NORTHERN DISTRICT OF CALIFORNIA
8	TOK	THE NORTHERN DISTRICT OF CALIFORNIA
9		
10	ORACLE AMERICA, IN	C.,
11	Plaintiff,	No. C 10-03561 WHA
12	v.	
13	GOOGLE INC.,	SPECIAL VERDICT FORM
14	Defendant	FOR DAMAGES
15		
16		Your Answers Must Be Unanimous.
17		
18	1. Has Googl	e proven by a preponderance of the evidence that its
19	infringeme	nt was innocent?
20		
21	Yes	S No
22		
23	2. Has Oracle	e proven by a preponderance of the evidence that Google's
24	infringeme	nt was willful?
25		
26	Yes	No
27		
28		

1	3. What "statutory damages" do you award by reason of the
2	infringement?
3	
4	\$
5	
6	4. What "actual damages," if any, has Oracle proven by a
7	preponderance of the evidence was sustained by Sun/Oracle by reason of the
8	infringement?
9	
10	\$
11	
12	5. Google's Profits Attributable to the Infringement.
13	This includes up to three subparts:
14	
15	(a) What amount, if any, of Google's gross revenue has
16	Oracle proven by a preponderance of the evidence bears a
17	reasonable relationship to the infringement?
18	
19	\$
20	
21	IF THE ANSWER IS NONE PROVEN, THEN YOU ARE DONE; SIGN AND DATE
22	THE FORM. OTHERWISE, GO TO THE FOLLOWING QUESTIONS.
23	
24	
25	
26	
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28	

1	(b) What amount, if any, of the above gross revenue
2	has Google proven by a preponderance of the evidence constitute
3	deductible expenses and elements of profit attributable to factors
4	other than the copyrighted works?
5	
6	\$
7	
8	(c) Deduct the amount indicated in (b) from the amount
9	indicated in (a). This is the amount you find constitute Google's
10	profits attributable to the infringement and which net amount will
11	be awarded to Oracle (if this net amount exceeds the amount you
12	find for Question 4).
13	
14	\$
15	
16	
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18	Dated: FOREPERSON
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